

WOODARD, EMHARDT, MORIARTY, MCNETT & HENRY LLP
PATENT & TRADEMARK ATTORNEYS

RECEIVED
 CENTRAL FAX CENTER
 OCT 02 2006

FACSIMILE TRANSMITTAL SHEET

<p>TO: U.S. Patent and Trademark Office</p> <p>FAX NUMBER: 571.273.8300</p> <p>YOUR REFERENCE NUMBER: Serial No.: 10/688,561</p> <p>Inventor: David W. Burke et</p> <p>Filing Date: October 17, 2003</p> <p>Group Art: 1743</p>	<p>FROM: Troy J. Cole</p> <p>DATE: October 2, 2006</p> <p>TOTAL NO. OF PAGES INCLUDING COVER: 2</p> <p>SENDER'S REFERENCE NUMBER: 7404-556</p> <p>RE:</p>
---	---

URGENT FOR REVIEW PLEASE COMMENT PLEASE REPLY PLEASE RECYCLE

NOTES/COMMENTS:

Attached please find:

<p><input type="checkbox"/> Fee Transmittal Form</p> <p><input type="checkbox"/> Credit Card Form PTO-2038</p> <p><input type="checkbox"/> Amendment/Reply <ul style="list-style-type: none"> <input type="checkbox"/> Preliminary <input type="checkbox"/> After final <input type="checkbox"/> With affidavits/declarations </p> <p><input type="checkbox"/> Extension of Time Request</p> <p><input type="checkbox"/> Express Abandonment Request</p> <p><input type="checkbox"/> Information Disclosure Statement</p> <p><input type="checkbox"/> Certified Copy of Priority Document(s)</p> <p><input type="checkbox"/> Terminal Disclaimer</p>	<p><input type="checkbox"/> Response to Missing Parts/Incomplete Application <ul style="list-style-type: none"> <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 <input type="checkbox"/> Declaration <input type="checkbox"/> Copy of Formalities Letter </p> <p><input type="checkbox"/> Drawings</p> <p><input type="checkbox"/> Licensing-related Papers</p> <p><input type="checkbox"/> Petition <ul style="list-style-type: none"> <input type="checkbox"/> Petition to Convert to a Provisional Application </p> <p><input type="checkbox"/> CD, Number of CD(s)</p> <p><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address</p>	<p><input type="checkbox"/> Request for Refund</p> <p><input type="checkbox"/> After Allowance communication to Group</p> <p><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences</p> <p><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)</p> <p><input type="checkbox"/> Proprietary Information</p> <p><input checked="" type="checkbox"/> Status Letter</p> <p><input type="checkbox"/> Other Enclosure(s) (please identify below):</p>
---	--	---

THIS MESSAGE IS INTENDED ONLY FOR THE ADDRESSEE(S) IDENTIFIED ABOVE.

It may contain privileged, confidential, attorney work product, or trade secret information that is exempt from disclosure under applicable laws. If you are not the intended recipient, or an employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this message is strictly prohibited. If you have received this facsimile in error, please notify the sender immediately by telephone and return the facsimile (and all copies) to the sender by mail at the above address. The sender will reimburse you for reasonable expenses incurred. Thank you.

WOODARD, EMHARDT, MORIARTY, MCNETT & HENRY
 BANK ONE CENTER/TOWER
 111 MONUMENT CIRCLE, SUITE 3700
 INDIANAPOLIS, IN 46204-5197
 PHONE: (317) 634-3456
 FAX: (317) 637-7561

468-10:TJC:422575

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:) Before the Examiner RECEIVED
David W. Burke et al.) Not Yet Known CENTRAL FAX CENTER
Serial No. 10/688,561) Group Art Unit 1743 OCT 02 2006
Filed October 17, 2003)
SYSTEM AND METHOD FOR)
DETERMINING AN ABUSED SENSOR)
DURING ANALYTE MEASUREMENT) October 2, 2006

STATUS REQUEST

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

More than six months have passed since we received the last communication from the U.S. Patent and Trademark Office, which was an estimate for a receipt of an Office Action dated February 17, 2006. Please advise us as to the status of the above-identified patent application.

No additional fees are believed to be necessary, however, should any fees be deemed required, the Commissioner is authorized to charge such fees to Deposit Account No. 23-3030, but is not to include payment of issue fees.

Respectfully submitted,

By: 

Troy J. Cole

Reg. No. 35,102

Woodard, Emhardt, Moriarty,

McNett & Henry LLP

Bank One Center/Tower

111 Monument Circle, Suite 3700

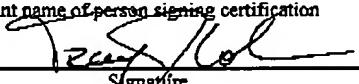
Indianapolis, IN 46204-5137

(317) 634-3456

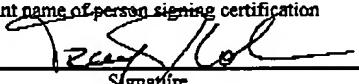
I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office to 571.273.8300 on the date shown below.

Troy J. Cole

Print name of person signing certification



Signature



October 2, 2006

Date of Signature